

**RESOLUTION NO. 08-33**

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA APPROVING THE FINAL DECISION OF THE PLANNING AND ZONING BOARD, DECISION NO. 08-07 THAT GRANTED ADJUSTMENTS ON CONDITION THAT THE PROPOSED ROOFED-TERRACE REMAIN OPEN ON THREE SIDES, ON PROPERTY LOCATED AT **879 EAST 28 STREET, HIALEAH, FLORIDA;** AND PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, the Planning and Zoning Board, at its regular meeting of February 27, 2008 entered a final decision, Decision No. 08-07, subject to review by the Hialeah City Council.

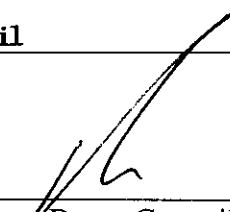
NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

**Section 1:** The Mayor and the City Council of the City of Hialeah, Florida hereby approve Final Decision 08-07 granting an adjustment of 3.32 feet as to the west side setback, where at least 6 feet are required, for a distance to allow the existing residence, and granting an adjustment of 7 feet, as to the distance between the main residence and the accessory building, where 20 feet are required, for a proposed roofed-terrace, on condition that the proposed roofed-terrace remain open on three sides. The property located at 879 East 28 Street, Hialeah, Florida, zoned R-1 (One Family District).

**Section 2:** This resolution shall become effective upon signature of the Mayor

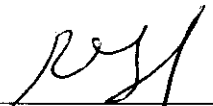
of the City of Hialeah, Florida or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

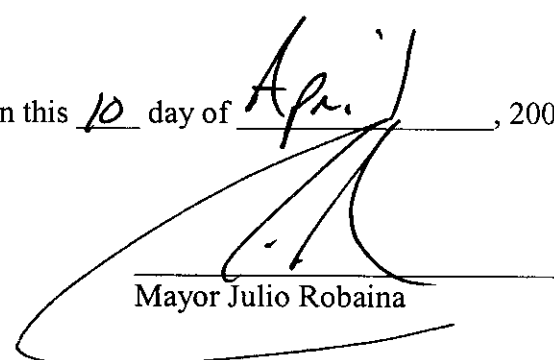
PASSED AND ADOPTED this 8th day of April, 2008.

  
\_\_\_\_\_  
Esteban Bovo, Council President

Attest:

Approved on this 10 day of April, 2008.

  
\_\_\_\_\_  
Rafael E. Granado, City Clerk

  
\_\_\_\_\_  
Mayor Julio Robaina

Approved as to form and legal sufficiency:

  
\_\_\_\_\_  
William M. Grodnick, City Attorney

Resolution was adopted by a unanimous vote with Councilmembers Bovo, Caragol, Casals-Muñoz, Garcia-Martinez, Gonzalez, Hernandez, and Yedra voting "Yes".